



Practitioner's Docket No. 1429-150

PATENT

(FW)
DRC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: PETROVIC, Zmaj
Application No.: 10 / 517,752 Group No. 3651
Filed: 12-13-2004 Examiner:
For: CONVEYOR BELT

Patent No.: Issued:

*NOTE: Insert name of inventor(s) and title also for patent where notification is with respect to a maintenance fee payment, also insert application number and filing date, and add Box M. Fee to address.

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**REQUEST THAT: FAILURE TO NOTIFY OFFICE OF LOSS OF STATUS AS SMALL ENTITY ERRONEOUS ESTABLISHMENT OF STATUS AS SMALL ENTITY BE EXCUSED
(37 C.F.R. § 1.28(c))**

*NOTE: 37 C.F.R. § 1.28(c): "(c) How errors in small entity status are excused. If . . . through error the Office was not notified of a loss of entitlement to small entity status as required by § 1.27(g)(2), the error will be excused upon: compliance with the separate submission and itemization requirements of paragraphs (c)(1) and (c)(2) of this section, and the deficiency payment requirement of paragraph (c)(2) of this section."

*NOTE: 37 C.F.R. § 1.28(c)(1): "Separate submission required for each application or patent. Any paper submitted under this paragraph must be limited to the deficiency payment (all fees paid in error), required by paragraph (c)(2) of this section, for one application or one patent. Where more than one application or patent is involved, separate submissions of deficiency payments (e.g., checks) and itemizations are required for each application or patent. See § 1.4(b)."

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

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37 C.F.R. § 1.8(a)

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facsimile transmitted to the Patent and Trademark Office, (571) 272-8300.

Date: 1-19-07

Signature

John S. Egbert
(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

(Request That: Failure to Notify Office of Loss of Status as Small Entity Erroneous Establishment of Status as Small Entity Be Excused (7-7)—page 1 of 2)

FILING OF SMALL ENTITY STATEMENT

1. On 12-10-04, a small entity assertion was filed in this
 application
 patent
2. On 11-27-06, applicant has now discovered that such status as a small entity was, in good faith
 established in error
 lost on _____, but through error the Office was not notified as required by § 1.27(g)(2).
3. Applicant hereby notifies the Office that it is not entitled to status as a small entity.
4. No further fees have been paid by the applicant in this application as a small entity.


SIGNATURE OF PRACTITIONER

John S. Egbert

(type or print name of practitioner)

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(Request That: Failure to Notify Office of Loss of Status as Small Entity Erroneous Establishment of Status as Small Entity Be Excused [7-7]—page 2 of 2)